

00865.004477



0300
PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
	:	Examiner: Unassigned
MAKOTO MISAKA)	
	:	Group Art Unit: Unassigned
Appln. No.: 09/576,297)	
	:	
Filed: May 23, 2000)	
	:	
For: ZOOM LENS, AND IMAGE)	February 1, 2002
PICKUP APPARATUS AND	:	
IMAGE PROJECTION)	
APPARATUS USING THE SAME	:	

Commissioner for Patents
Washington, DC 20231

Attention: Ms. Doshie Day, Program Management Assistant, IOPE
Crystal Plaza 2, 5th floor, Room B26

REQUEST TO WITHDRAW ERRONEOUS ABANDONMENT

Sir:

Applicants respectfully request the Commissioner to restore the above-identified abandoned application to pending status and issue another Notice to File Missing Parts on the ground that Applicant never received the Notice to File Missing Parts issued by the U. S. Patent and Trademark Office on August 4, 2000.

FACTS

1. In the third week of January 2002 , the undersigned received a telephone call from Ms. Doshie Day, Program Management Assistant in OIPE, inquiring whether Applicant intended to abandon the above-identified application, since a response to the August 4, 2000 Notice to File Missing Parts of Nonprovisional Application was never received, and informing Applicant that a Notice of Abandonment would be issued shortly.

2. During the phone conversation, the undersigned informed Ms. Day that our firm never received this August 4, 2000 Notice, as attested to by the accompanying Declaration of Gary M. Jacobs under 1156 O.G. 53 (November 16, 1993), and MPEP § 711.03(c) and that Applicant never intended to abandon this application. Ms. Day suggested that the undersigned file a Request to withdraw the abandonment of this case, and submit a docket sheet establishing the non-receipt of the Notice. Applicants have attached such a docket sheet to this Request.

RELIEF REQUESTED

Applicants respectfully request the Commissioner to restore the above-identified abandoned application to pending status, since Applicants never received the Notice to File Missing Parts mailed by the U.S. Patent and Trademark Office on August 4, 2000. Applicants also request that another Notice to File Missing Parts be issued.

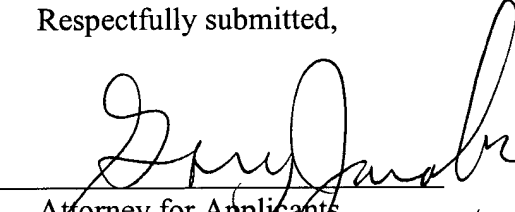
FEE

The Commissioner is hereby authorized to charge Deposit Account No. 06-1205 for any petition fee that may be due. A duplicate of this paper is enclosed for this purpose. However,

since the holding of abandonment is believed to be the result of circumstances not attributable to any fault of Applicants or their representatives, Applicants submit that no fee is due.

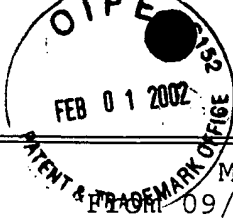
Applicant's undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 530-1010. All correspondence should continue to be directed to our below-listed address.

Respectfully submitted,



Attorney for Applicants
Registration No. 28,861

FITZPATRICK, CELLA, HARPER & SCINTO
30 Rockefeller Plaza
New York, New York 10112-3801
Facsimile: (212) 218-2200



Date: 09/12/00
Time: 10:50:41

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Amnd. let. com 10-3-00

~~10/03/00 RESP OA 24 WJB 35 G035600 1 USA 032300~~

Remarks: #1762; 1.60 DIV (KEEP AS WJB); 2ND CPA FILED 032300;

KOMURO, H

Fee 5000 10-3-00

~~10/03/00 ISSUE FEE 24 JKD 35 G1857 USA 032300~~

Remarks: #2853; 1ST CPA FILED 080699; TLCPY 090500 - DEFER;

MIYAGAWA, M
HIGUMA, M

~~10/03/00 WTHD ABAND ST 26 BPH 35 G11270 1 USA 030100~~

Remarks: #1753; 1.53 DIV; 2ND CPA FILED 030600; ERR/ABND RCD 030100
- WTHD ABAND FILED 040300

OHTSUKA, T
FUKAE, K
INOUE, Y

~~10/03/00 RESP OA 26 MON 684.2379 USA 041700~~

Remarks: #2854; 1ST CPA FILED 041700;

ASAKAWA, Y
KASHINO, T
OKAZAKI, T
YOSHIHIRA, A
KUDO, K

Fee com 10-3-00

~~10/03/00 ISSUE FEE 27 JMA 35 G1909 USA 090299~~

Remarks: #2878; 2ND CPA FILED 090299;

YAMAYOSHI, J
ENDO, Y
KAIFU, N
KOBAYASHI, I
KAMESHIMA, T
NONAKA, H
OGURA, T

~~10/03/00 WTHD ABAND ST 24 JIL 35 G8668 USA 010300~~

Remarks: (1ST & 2ND 1.129A FILED); ORAL RMNDR 041299, 101299,
041200, 071200; ERR/ABAND RCD 120799 - WTHD ABND FLD 010300

IZUMIZAKI, M
NAGAO, Y

~~10/04/00 CERT/STAT +6 #1 JKD 127.9710 USA 0215~~

Remarks: #2854; 1.53 DIV FILED;

KANEMATSU, D
OTSUKA, N
YANO, K

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TAKAHASHI, K
NISHIKORI, H
IWASAKI, O
KANDA, H

~~10/04/00 AMEND STAT #1 35.13568 USA~~

10/04/00 IF RCPT ST ~~#1~~ PS 35.C10746C 1 USA ~~08/~~ 586
Remarks: #1648; 1ST ~~CPA~~ FILED 120198; TLCPY 030100 - RESEND CPA
FORM;

YAMAMOTO, N
OKAMOTO, T

10/04/00 IF RCPT ST ~~#1~~ SDM 35.C12272 USA ~~08/~~ 533
Remarks: #1753; 2ND ~~CPA~~ FILED 102099;

OHTSUKA, T
FUKAE, K
TAKABAYASHI, A
MIMURA, T
MORI, M

~~10/04/00 AMEND STAT #1 LAS 35.C7487CD 1 USA 09/~~ 909
Remarks: #2852; (35.C7487C2/D) 1.53B DIV - PAR TO ISSUE;

NANATAKI, H
TANIGAWA, K
OHTSUKA, Y
YUMINAMOCCHI, T
TAKEUCHI, A
HASEGAWA, H

Amended, OK filed

~~10/04/00 FOR FIL DUE #2 DAD 36 P228 USA 09/~~ 070
Remarks: #2766; REMINDER: FOREIGN FILING DUE BEFORE 100400; TLCPY
090600 - FILE IN JP & EPO;

SLICK, R
MAZZAGATLE, C
IWAMOTO, N

Amended, OK filed

~~10/04/00 FOR FIL DUE #2 EAK 36 P238 USA 09/~~ 665
Remarks: #2766; REMINDER: FOREIGN FILING DUE BEFORE 100400; TLCPY
090600 - FILE IN JP & EPO

MAZZAGATTE, C
IWAMOTO, N
SLICK, R

Date: 09/12/00
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file 10/4
~~10/04/00 FOR FILE DUE #2 CAG 36.1833 USA 09/04/00 404~~
Remarks: #2783;

HEIDEN, D

~~10/04/00 OFR STAT +5 #3 RPB 2237.1C 1 USA 09/04/00 451~~
Remarks: 1.53B CONT - PAR TO ISSUE

DAVIS, S
CAMPBELLI, C

~~10/04/00 OFR STAT +8 #3 LSY 35.C13902 USA 09/04/00 840~~
Remarks: DECL W/SUR DUE; TLCY 011800 - RQ FOR NTFMP; TLCY 071800 -
REQ FOR OFR; STAT INQRY FILED 071900

TAKAHASHI, H

~~10/04/00 OFR STAT +7 #3 SEW 50.81300 USA 09/04/00 1022~~
Remarks: REMINDER: FOREIGN FILING DUE BEFORE 110400; DECL/SUR DUE

TURVEY, R
SOLLER, D
CHRISTIANSON, J
GUNDLACH, D

~~10/04/00 OFR STAT +2 #3 SDM 862.C1883 USA 09/04/00 460~~
Remarks: (JAPANESE SPEC FILED)

YAMAZAKI, T
ABE, N
MORI, M

cl. 11/2/00
~~10/04/00 Tax 11.5 #6 188 2501.2150 USA 09/04/00 851301~~
Remarks: FOR/PCT UNIKN 8612868 5/27/86 ASSIGN REC 5/26/87
TAX PAID BY CLIENT REC ASSGMNT 12/23/96 8274/0530

file 10/4
~~10/04/00 CONF/CHECK 01 35.02650 USA 09/04/00~~

file 10/4/00
~~10/04/00 CONF/DATE 02 MON 35.02654 USA 09/04/00~~
KOTAKI, Y
ABE, T
NAKAYAMA, S
OGAWA, M

file 10/29
~~10/04/00 CONF/DATE 02 LAG 35.02650 USA 09/04/00~~
HIRAI, K

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87.0 281513 10-4-00

~~10/04/00 DECL W/SUR 04 RPB 1960 206 USA 29/15447~~

Remarks: DECL/SUR/FEES DUE

LATCHOO, S

~~10/04/00 DECL W/SUR 04 SWO 25 C14504 USA 09/15610~~

Remarks: #2872; DECL W/SUR DUE; TLCPY 071100 - RQ FOR USAN;

TOYODA, K
KATO, M

DECL. W/SUR + ASSIGN + CH. TO Prior
Bound in TMS 10-4-00

~~10/04/00 DECL W/SUR 04 SEW 604 2035 USA 09/1502504~~

Remarks: #2873; DECL/SUR DUE; FILE W/684/3036 & 3037; DHL 073100 - PRI/DOCS

TERASAWA, C
ISHII, H
KATO, T

~~10/04/00 DECL W/SUR 05 LPD 169 1736 USA 09/15052~~

Remarks: #2782; DECL/SUR DUE; COURIER 072100 - PRIOR DOC; TLCPY 072700 - PLEASE RETURN PRI/DOC; LET 082300-PREP DCL/ASGN

LINDQUIST, T

See above

~~10/04/00 FILE FEES 05 RPB 1960 206 USA 29/15447~~

Remarks: DECL/SUR/FEES DUE

LATCHOO, S

~~10/04/00 RESP GARZX 05 WMM 35 813333 USA 09/152000~~

Remarks: #2852;

DECL. W/SUR + ASSIGN + CH. TO Prior
Bound in TMS 10-4-00

SUWA, K
OKANO, K
YOSHIDA, M
MATSUMOTO, H
SUNAHARA, S

~~10/04/00 DECL W/SUR 05 WMM 35 814500 USA 09/157050~~

Remarks: #2852; DECL W/SUR DUE; IDS REC'D W/APPLN; FEDX 091200 -

DECL. W/SUR + ASSIGN + CH. TO Prior

MIYASHIRO, T

~~10/04/00 DECL W/SUR 05 WMM 35 814500 USA 09/157074~~

Remarks: #2852; DECL W/SUR DUE; IDS REC'D W/APPLN; FEDX 090800 - DECL/ASSIGN/PRIOR DOC

SAITO, S
SAKAI, H
SHIMURA, M

Date: 09/12/00
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Due Date	Action Required	Atty Case Number	Ctry	Client	Appln Number/ Inventors
10/04/00	DWG CORR Remarks: #2852;	06 WMW 35.C13938	USA	██████	09/██████098 SUWA, K OKANO, K YOSHIDA, M MATSUMOTO, H SUNAHARA, S
10/04/00	RESP OA+2X	07 JMA 169.0395D 1	USA	██████	09/██████747 LIGUORI, V
<i>NI-ext b n/y</i>					
10/04/00	APPEAL \$270	07 GAO 36 D130	USA	██████	08/██████933 ZHAO, J HUI, J KOHLER, T
<i>allw up 9/25/00</i>					
10/04/00	DWG CORR Remarks: #2779; 1.53B DIV; CLI LET 092298 - INQRY	08 JMA 169.0395D 1	USA	██████	09/██████747 LIGUORI, V
<i>Pet \$10/cr Bn w/o \$270 Dec 10-4-00</i>					
10/04/00	APPEAL \$110	08 EMB 37 D30	USA	██████	09/██████192 HANABUSA, T KANEKO, M TAKEMURA, M
<i>And. Pet. con 10-4-00</i>					
10/04/00	RESP OA+3X Remarks: #2852;	10 ISY 35 C13225	USA	██████	09/██████417 OSARI, Y KOH, S
<i>Amnd. Pet Bn w/o \$270 10-4-00/FILED</i>					
10/04/00	RESP OA+2X	07 SDM 35 C12753	USA	██████	09/██████510 AKISADA, H TAMAI, S
<i>Amnd. Pet. 2x Bn w/o \$270 10-4-00</i>					
10/04/00	RESP OA+2X	11 ITO 35 C12753	USA	██████	09/██████802 ITO, Y INOUE, M SHIOZAWA, M
<i>PET/EXT NOT FILED W/DECL & SUR 022900;</i>					

Date: 09/12/00
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NE... + 6/11/4
~~10/04/00 RESP CA-2X~~
Remarks: #1773;

~~11 LAD 35.C2450 USA 09/00 518~~

HATAKEYAMA, H
OHGANE, M

See above
~~10/04/00 6 MOS AFTR~~

~~11 DAD 37.D29 USA 09/00 192~~

Remarks: #2861; (W/DCB); PET/\$110 & AMEND A/F FILED 071400; ADVSRY
REC'D 080700; 2ND AMEND A/F W/\$270 FILED 090500

HANABUSA, T
KANEKO, M
TAKEMURA, M

CPA had dec'd 10/4/00 per DW - prhnd
~~10/04/00 BRIEF DUE~~

~~11 GBW 684.2201D 1 USA 09/00 327~~

Remarks: #2861; 1.53B DIV - PAR TO ISSUE; ADVSRY RECD 090100;

IKETANI, M
KOIZUMI, Y
KASHINO, T
KARITA, S
TERAI, H
OMATA, K
TAJIMA, H
SAWADA, Y
HARUYAMA, H

for 10/4 - ext to 11/4
~~10/04/00 RESP CA-2X~~

~~12 TFP 35.C12443 USA 08/00 285~~

Remarks: #2724; 1ST CPA FILED 041900

NAKAMURA, Y
YOSHITANI, A

10/04/00 DWG CORR
Remarks: #2772;

12 SDM 35.C12759 USA 09/00 310

AKISADA, H
TAMAI, S

for 10/4 - ext to 11/4
~~10/04/00 FINAL 2X~~

~~13 PS 35.C12205 USA 09/00 072~~

Remarks: #1753;

HASHIZUME, J
UEDA, S
AOKI, M

for 10/4 - ext to 11/4
~~10/04/00 RESP CA-2X~~

~~13 PS 35.C10005C 1 USA 08/00 174~~

Remarks: #1745; 1ST CPA FILED 091699;

ANAYAMA, H
YOSHIHARA, T
YAMAZAKI, I

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Amno. Pet. Not on 10-4-00

AINOYA, H
HIRANO, H
KIMURA, M

~~10/04/00 FINAL 13X 13 CPW 35 G2096 USA~~

~~08/1896~~

Remarks: #2872;

Amno. Pet. Not on 10-4-00

HAYAKAWA, S

~~10/04/00 RESP OA 2X 12 MMW 25 G2265 USA~~

~~09/971~~

Remarks: #2852; TLCPY 083100 - INSTR;

NITTANI, S
YOKOMORI, K
MIYABE, S
KAWAI, T

~~10/04/00 BRIEF DUE~~

CPA had due 10/4/00 per prior

~~14 FAD 25 G2623G 1 USA~~

~~08/955~~

Remarks: #2713; 1ST CPA FILED 070699; AMEND A/F FILED 082400

Amno. Pet. Not on 10-4-00

HOSHI, H

~~10/04/00 RESP OA 3X~~

~~14 SEW 684 2657 USA~~

~~09/403~~

Remarks: #2851; TLCPY 060898 - IDS; 1ST CPA FILED 032200;

TAKABAYASHI, Y

~~10/04/00 BRIEF 4X~~

~~15 CBW 35 G12115 USA~~

~~08/574~~

Remarks: #2853; TLCPY 040400 - REFILE (PET/NOA PER DLS);

KUDO, K
SUGITANI, H
AONO, K
ISHINAGA, H
KASHINO, T
YOSHIHIRA, A
ASAKAWA, Y

~~10/04/00 RESP OA 2X~~

~~15 LAB 35 C12835 USA~~

~~09/142~~

Remarks: #1775; TLCPY 122099 - INSTR TLPHNE R/E

KONDO, T

~~10/04/00 6 MOS 2FTR~~

~~15 CPW 35 G2096 USA~~

~~08/995896~~

Remarks: #2872;

HAYAKAWA, S

~~10/04/00 APPEAL 13270~~

~~18 RPD 35 G250 142 USA~~

~~08/775~~

Remarks: #3753; (NO RECORD PRIOR TO 101899)

KHADIM, N

Date: 09/12/00
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Amund Petax Com 10-4-00

~~10/01/00 FINAL PEX 17 TFP 35 C11353 USA~~

Remarks: #2772; (KEEP AS TFP); 1ST CPA FILED 061199;

CPA Bn w/o RPS 9-25-00

~~10/01/00 BRIEF DUE 18 RPB 35 C12242 USA~~

Remarks: #2723; ADVSRY REC'D 081700

10/9/19
FUKUDA, R
HARADA, T

10/9/19
08/1062

TAKAHASHI, K
ARAI, H
MAEDA, M

10/04/00 PESP OA-2X 20 DDS 35 C11472 USA

Remarks: #2816; (CBW); 2ND CPA FILED 042000

SHIRAI, T
MATSUNO, Y
SAKURAI, K
HIRAYAMA, N

10/04/00 BRIEF DUE 20 DSG 35 C12595 USA

Remarks: #2851; TLCPPY 080400 - PET/EXT & NOA;

10/9/19
09/771

SUGAWARA, S

10/04/00 WITHD ABAND ST 20 MJI 35 C11514 USA

Remarks: #2853; 2ND CPA FILED 123099; ERR/ABAND REC'D 032300;

CPA Bn w/o SMS 10-4-00

~~10/04/00 BRIEF DUE 23 BIR 35 C11440 USA~~

Remarks: #2778; 2ND CPA FILED 112299; ADVSRY REC'D 082200

YAMANAKA, A

10/9/19
08/745

TOKIOKA, M
TANAKA, A
YOSHIMURA, Y
YANAGISAWA, R
KOBAYASHI, K
SATO, H

10/04/00 BRIEF DUE 26 JKD 35 C10948 USA

Remarks: #1762; 2ND CPA FILED 011400; TLCPPY 080400 - APPEAL TO BE FILED, COMMENTS FOLLOW IN SEPTEMBER;

INOUE, H
FUEI, N

10/05/00 Status Ck
Remarks: #2853;

X BPH 1272.11205 USA

09/844

TESHIGAWARA, M
OTSUKA, N